App F IX 4

Previous References

1946 47
(Mund)

File No 55-46
Serial Nos 48, 49

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos
TWO

Part B for Feb 1947

SUBJECT

Grant of a rectangular piece of land adjacent to the Municipal office at Krishnaraja-nagar to Rajakarya-prasakta Dewan Bahadur K Ramaswamy Bombay Hotel Mysore

Serial No

"A"

Letter No D3 C 3398/44-45 dt 26.10.46 from the Dy Commr, Mysore Dt, recommending that a piece of land measuring about 1306 sq yards adjacent to the ml office at Krishnaraja Nagar may be granted to Rajakaryaprasakta Diwan Bahadur K Ramaswamy, Bombay House, Mysore at an upset price of annas two per sq yard

1 The facts of the case are as follows:— Mr Ramaswamy applied for a rectangular piece of land measuring about 1,300 sq yds adjacent to the ml office at Krishnaraja-Nagar town for putting up a building.

2 When the papers were circulated among the members of the ml cl, 11 Councillors agreed to give the land to the applicant, 4 expressed against & 5 opined that the matter might be placed before the ml cl The Amildar President of the K R Nagar town ml cl recommended the grant of the land to the applicant, in view of the fact that he has generously made a free gift of land to the extent of 5 acres 34 guntas within the said ml limits for putting up a general Hostel & that if the applicant had formed them into sites & disposed them off, he would have realised more than Rs 20,000/-

3 The Dy Commr wrote to the Pdt to explain all the above facts to the ml cl and obtain & forward a fresh resolution of the ml cl

NOTE—Contn Sheet

3224

M L File No of 1946-47 | General and Revenue Secretariat

Serial No

When the matter was placed before the mtg on 20/8/46 "L"
majority of the Committee and stated to
they have voted against the grant of the site
to Mr Ramaswamy on the score that
the locality is reserved for public buildings
to come up in the said place & that they will have
no objection to grant two good sites at the
same upset price of annas two to the applicant
in an unobjectionable place

2. It is also stated that applicant prefers to have
the site asked for by him - the sketch enclosed

3. The Dy Comm recommends that the
site may be granted to Mr Ramaswamy
at an upset price of annas two per sq yard "M"
overruling the opinion of the mtg dtd 20/8/46 and
according to the majority opinion expressing hesitancy in favour of the grant as
Submitted for orders said site to the applicant

KKS 9/11

1. There no provision of law under
which the resolution of the mtg could be
vetoed in this case. We can say,
if necessary, advise the mtg to reconsider
their decision for orders

sd/- 13/11/46

7) What does Mr Ramaswamy want this site for? Is it
for any personal use or for
public benefit

Dsd 14/11

8)
Submitted with a draft letter for appl

CLB 14/11

9) Approved
13/11/46

Serial No

To The Dy Commr, Mysore Dt
No L7124 Dt 16-11-46

Calls for some information

Sec A 18/11

Letter No D3 C3398/44-45 Dt 24-1-47 from the Dy Commr, Mysore Dt, furnishing the information

(a) Mr Ramaswamy who was consulted by the Dy Comm, Mysore Dt, has stated that the site which the Govt are pleased to give him is in a very low lying land and he has to raise the level of the site to the road level by spending an abnormal amount, that after this is done, he would have to come to a decision as to whether he has to build a private or public building which would be beneficial either to him or to the public & that until the site is given including the drain up to the Compound wall, it would be unsuitable for any purpose, the site being a very small one

(b) The Dy Commr, Mysore Dt has recommended that the resolution of the Municipality may be overruled & that the gentlemen be given the site in question including the additional extent of about 200 ft asked for by him at an upset price of annas two per sq yard

Submit with reference to para 7 supra

KB 31/1 It may be remembered that the Govt in their letter while the

NOTE—Contn Sheet

6036
I

Mc File No * of 1946-47 | General and Revenue Secretariat

Serial No

Site is required for his personal or public use the steps that the Govt would be pleased after the site is brought to some form by raising it to the levels of the road etc

13 The Municipal Council may in writing to give that particular site to Mr Ramaswamy

We do agree recommend that, as Mr Ramaswamy has made a gift of a suitable site within the limits for constructing a students' hostel, the request of the Municipal Council might be acceded to & the site asked for by him granted to him including the area except plinth to feet of land asked for by him at an upset price of 2 as per sq yd

14 Since the property belongs to the Municipal Council, it would not be legal to go against its resolution in this matter Hence no power for that a counter being accepted, under the 3 of Act for orders — Rejection of scheme

Received 31/1/47

15 It is unfortunate that the Municipal Council should have resolved against the grant of this particular site to Diwan Bahadur Ramaswamy, in spite of the valuable contribution

that he has made in the Cause of Education in the Town — by the gift of a very valuable site for a Students' hostel the Council should have known better

4. Such Govt have no power to instruct or the Council doing a particular thing that they desire to be done There is no provision of law which Enables Govt to do so At best, they can suspend the operation of any resolution which the Council may pass for reasons to be Stated

17 In view of the Special Circumstances of the case, the Council may perhaps be advised to reconsider their decision and see that a philanthropist of the type of Diwan Bahadur Ramaswamy is treated fairly by them The site that he asks for is very likely to fetch much even if it is sold It appears as if the Council is affected

NOTE—Contn Sheet

Serial No

by party politics and it is no small wonder that such requests are vetoed.

18 The proposal to refer the case for reconsideration by the Council is for orders

Minister for Rev & Comms

4/2/47

It may not be desirable to interfere in this matter against the unanimous decision of the Council, however equitable the case may be. It is gathered from the records that the Council had decided some years ago that the site in question should be disposed of for putting up private buildings from the sketch, & it is seen that the site adjoins the Armed Forces buildings & it is best to reserve it either for the extension of the Armed Forces buildings or for putting up other Govt buildings.

In view of the decision of the Armed Council, the D.C. may be asked to give a suitable endorsement to Diwan Bahadur K Ramasamy

OFFICE OF THE MINISTER FOR REVENUE
6317
52-47

WD 03814—GPB—15 000—20 7 46

WL 55-46 6036/2

sent with a draft letter for appl

11/2

12/2/47

TYPING SECTION
12 FEB 1947
WL & REV SECTN

SL 49

To the Dy Commr, Mysore Dt

No L 11625 Dy 24-2-47

States that, in view of the facts stated in the letter, a suitable enquiry may be issued to Diwan Bahadur K Ramaswamy,

26/2

ML 525 - 46 - 48

SECRETARIAT
7224
1 NOV 1946
L S G BRANCH

Office of the Deputy Commissioner
Mysore District Mysore,
No D3-C 3308/ 1-15 Dated 26th October 1946

From

C [illegible] Rajodia Singh, Esq , B A ,
Deputy Commissioner
Mysore District, Mysore

To

J B Hallar daya, Esq , M A ,
Secretary to Government of Mysore,
Revenue Department, Bangalore

Sir,

Grant of a rectangular piece of land adjacent to the MunicipalOffice at Krishnarajanagar, to Rajakaryaprasakta Dewan Bahadur [illegible] ad i, Bondy House, Mysore

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In forwarding herewith the file of correspondence ending with the Krishnarajanagar Town Municipal Council President's report No H C PR 87/46-47 dated 17th September 1946, on the above subject, I have the honour to state that Mr Ramaswami having applied for a site (a rectangular piece) adjacent to the Municipal Office at Krishnarajnagar, marked in blue in the sketch enclosed, measuring about 1,300 sq yards, in June 1945, the opinion of the councillors was obtained by circulation of application, as the matter was considered urgent Eleven out of 21 councillors (15 elected, 3 nominated, 2 officials and one ex-officio) agreed to give the land to Mr Ramaswami, 2 expressed against and 5 opined that the matter might be placed before the Municipal Council The Amildar-President recommended the grant in consideration of the fact that Mr Ramaswami had made a very generous offer of a free gift of 5 acres and 34 guntas of land (S No 38) in Madhuvanahalli village (which is within the limits of Krishnarajanagar Municipality) for putting up a general hostel, of which, sanction for the alienation of 2 acres - 3½ guntas for building purposes had already been sanctioned It was pointed out that this area was an ideal place for

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locating a general Hostel, that the land was also very valuable and that if Mr Ramaswami could form them into sites and dispose them off, he would realise more than Rs 20,000 and that, therefore, the application deserved favourable consideration as a special case

The President was asked to explain these and to send up a fresh Resolution of the Council He has since submitted a report with the copy of Resolution of the Council The Council have voted against the grant of site to Mr Ramaswami on the score that the locality is reserved for public buildings and that it is not desirable to allow private buildings to come up in the said place and that they have no objection, however, to grant to Mr Ramaswami, 2 good sites at the same upset price of 2 annas in an unobjectionable place

Mr Ramaswami preferred the site shown in the sketch originally and he adheres to it He has made a generous gift of a large extent of a very valuable land and justice and equity require that this small request of him for a site which is after all a pit should not be refused I think that in view of the original expression of majority opinion the site in question may be granted to Mr Ramaswami at an upset price of 2 annas as a special case, over-ruling the resolution of the Municipal Council

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Mysore District

RJ

Appendix F G —1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 194

Date of issue 16 11 46

Signed by

Section

File No

Serial No

No G 7124/Rev 46

To

The Dy Commr Mysore &c,

Sir,

With reference to your letter RO 83 C 3398/44-45 dy 26 10 46 on the matter of granting a site to Rayaharya-prasakta Diwan Bahadur, K Ramaswamy, Bombay House, Mysore, at an upset price of 8 annas two per sq yard, I am directed to request you to state the purpose for which Mr Ramaswamy wants this site & whether it is for any personal use or for any public benefit

The records accompany.

I have etc

for Secy to Govt

Revenue

List of enclosures

Copied by

Examined by

WD 02745—GPB—25 000—24 6 46

OFFICE OF THE DEPUTY COMMISSIONER,
Mysore District,

No D3 C 3398 of 14-5 Mysore dated the 13th January 1947

From

C M H RAMAJOGIHA SINGH, Esq., B A,
Deputy Commissioner, Mysore District,

To

G B Ballabadraya, Esq., M A,
Secretary to Government, Revenue Department,
Bangalore

Grant of a rectangular piece of land adjacent to the Municipal office at Krishnarajendra Mohalla to Rajakaliya-prasakta Dewan Bahadur T R Ramaswami, Bombay House, Mysore

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With reference to your letter No 7121 dated 16-9-1946 enquiring the purpose for which the Dewan Bahadur wants the site and whether it is for any personal use or any public benefit, I have the honour to forward herewith a copy of a letter dated 9th January 1947 received from him in the matter. He says that the site is in a very low lying land and that he has to raise it to the road level by spending enormous amount and that it is only after this is done that he can come to a definite decision with regard to the construction of private or public buildings on the site. He also states that as the site is a very small one it can not be suitable for any purpose unless some additional extent of land to the south of the site including a drain running thereon is given to him, in which case it increases the width of the site including a drain running thereon is given to him, in which case it increases the width of the site by about 20 feet.

I would emphasise in this connection, the fact that the grant of the site in question to him is recommended in consideration of the fact that he has made a free gift of over 5 acres of land (S.No 38 valued over Rs 20,000/- in Kuvempu Nalla) which is within the limits of the municipality for putting up a general hospital as stated in para 1 of letter No D3 C 3398 of 14-10 dated 25-9-1946

P.T.O.

In view of the unanimous opinion originally furnished by the majority of Municipal Councillors ~~in~~ favour of the grant of the site to the gentleman in July 1946 and in view of the generous gift of a very valuable land situated within the precincts of an important town like Krishnarajanagar for the laudable purpose of constructing a students' Hostel, I am of opinion that the subsequent formal resolution of the Council dated 20th August 1946, which is after all an after-thought is not worthy of any consideration I request therefore that the Government may be kindly moved to over-rule this resolution ofthe Council and to order the grant of the site in question including theadditional extent of about 20 feet of land asked for by him at an upset price of ₹ 0-2-0 per square yard, as already recommended

"T"

The connected file of records is also retransmitted herewith for reference and kind return

I have the honour to be,
Sir,
your most obedient servant,
Sd Sunjanarayanaiah

for DEPUTY COMMISSIONER,
Mysore District
(Absent from Station)

Appendix F G—1]

SUBJECT

Section Jnl

File No 55-46

Serial No 49

Diary No of letter replied to

No A 11625-1/R

General and Revenue Secretariat

( )

the 194

To

The Dy Commr, Mysore

Sir

Date of issue 24/2/47

Signed by H S Rao

With reference to the Correspondence ending with your letter No D3 C 3398/46-45 Dy 24-1-47 in the matter of the Grant of a rectangular piece of land adjacent to the Jnl Offices at Krishnarajanagar to Rajakaryaprasakta Diwan Bahadur Mr K Ramaswamy, 'Bombay House' Mysore, I am directed to state that it may not be desirable to interfere in this matter against the unanimous decision of the Jnl Cl, however equitable the case may be as gathered from the records that the Council had decided

List of enclosures

Copied by

Examined by

WD 02 4 —G1 B—2,000—24 6 46

some years ago that the site in question should not be disposed of for putting up private buildings from the sketch, it is seen that the site adjoins the Jail office building and it is best to reserve it either for the extension of the Jail Office building or for putting up other Govt buildings

In View of the decision of the Govt of India to request you to issue a suitable endorsement to Diwan Bahadur K Ramaswamy

The records accompany

I have etc

for 19/2/17

for Secy to Govt

Ulhe Revdept